

ReedSmith**FAX TRANSMITTAL**

TO Examiner Erin Pender
Company USPTO
Fax 703-308-6459
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FROM William H. Dippert
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Date April 9, 2003

RECEIVED
05 APR 2003Patent Staff
International Division**Total Number of Pages Including Cover Page** 9

Original will follow via: ☐ Regular Mail ☐ Overnight Delivery ☐ Messenger ☒ None

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NOTES:

In re Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

Filed: March 7, 2002

Title: **APPARATUS AND METHOD FOR NON-INVASIVE
 MONITORING OF HEART PERFORMANCE**

Enclosures: (1) Transmittal Letter to Erin Pender (1 page); (2) Copy of papers dated November 12, 2002: Transmittal Letter (1 page); Request for 4-Month Extension of Time (1 page); Request for Reconsideration (1 page); (3) Transmittal Letter to the United States Designated/Elected Office (1 page); Executed Declaration (3 pages)

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501012.20523 (22868.66)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

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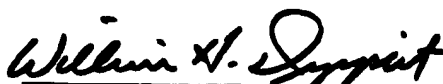
April 9, 2003

Commissioner for Patents
Washington, D.C. 20231Attention: Erin Pender
Via Facsimile: 703-308-6450**TRANSMITTAL LETTER**

SIR:

Enclosed herewith is a true copy of papers forwarded to the USPTO on November 12, 2002. Also enclosed is a copy of a substitute Declaration and Power of Attorney. Your attention to this would be appreciated.

Respectfully submitted,



William H. Dippert
Reg. No. 26,723
REED SMITH LLP
599 Lexington Avenue
New York, New York 10022
Tel: (212) 521-5400
Fax: (212) 521-5450

Attorney Docket: 501012.20523 (22868.66)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on November 12, 2002

By:



/ Ruth Montalvo

Date: 11/12/02**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

Filed: March 7, 2002

For: **APPARATUS AND METHOD FOR NON-INVASIVE
MONITORING OF HEART PERFORMANCE**

November 12, 2002

Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Office of PCT Legal Administration

TRANSMITTAL

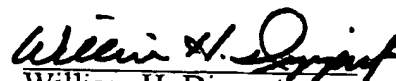
SIR:

TRANSMITTED HERewith IS THE FOLLOWING:


1. Check in the amount of \$ 1,440.00
2. REQUEST FOR 4-MONTH EXTENSION OF TIME
3. REQUEST FOR RECONSIDERATION with corrected 1st page of PTO-1390

The Commissioner is authorized to charge any additional fee and/or credit any overpayment in this fee to Deposit Account No. 50-1529.

Respectfully submitted,


William H. Dippert
Reg. No. 26,723

Reed Smith LLP
599 Lexington Avenue
29th Floor
New York, New York 10022-7650
Tel.: 212-521-5400

Attorney  et: 501012.20523 (22868.66)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

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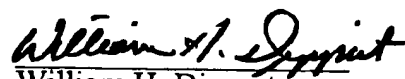
Attention: Office of PCT Legal Administration

REQUEST FOR 4-MONTH EXTENSION OF TIME

S I R:

In response to the Notification dated May 10, 2002, Applicants hereby request a four-month extension of the response time to November 10, 2002. A check in the amount of \$1,440.00 is enclosed to cover the extension of time fee. The Commissioner is authorized to charge any additional fee and/or credit any overpayment in this fee to Deposit Account No. 50-1529.

Respectfully submitted,


William H. Dippert
Reg. No. 26,723Reed Smith LLP
599 Lexington Avenue
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New York, New York 10022-7650
Tel.: 212-521-5400

501012.20523 (22868.66)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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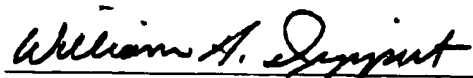
Attention: Office of PCT Legal Consideration

REQUEST FOR RECONSIDERATION

SIR:

In response to a Notification dated May 10, 2002, Applicants enclose herewith a substitute first page of a form PTO-1390, wherein underlying PCT patent application No. PCT/IL01/00583 is correctly indicated. Applicants apologize for any confusion due to the wrong number having been indicated. A copy of the '583 application was filed with the initial U.S. filing papers.

Respectfully submitted,

William H. Dippert
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REED SMITH LLP
599 Lexington Avenue
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(212) 521-5408

FORM PTO-1390
(REV. 9-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

501012.20523 (22868-66)

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/IL01/00583INTERNATIONAL FILING DATE
27 JUN 2001PRIORITY DATE CLAIMED
27 JUE 2000

TITLE OF INVENTION

APPARATUS AND METHOD FOR NON-INVASIVE

APPLICANT(S) FOR DO/EO/US

Nora V. GORGENBERG, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
PCT Request ; various documents from the International Bureau; postcard receipt.